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CESARI AND MCKENNA, LLP 88 BLACK FALCON AVENUE BOSTON, MA 02210

In re Application of

Michael Mascia

Serial No. 10/776,412

Filed: February 11, 2004

Title: Protective Pad Assembly

NOTICE OF WITHDRAWAL

FROM ISSUE UNDER

37 C.F.R. 1.313(a)

The above-identified application is withdrawn from issue before payment of the issue fee due to a mistake on the part of the Office. See 37 CFR 1.313.

The application is being withdrawn to permit reopening of prosecution due to unpatentability of one or more claims. See 37CFR 1.313(b)(3).

PTO records reveal that the issue fee has not been paid. If the fee has been submitted, the applicant may request a refund or may request that the fee be credited to a deposit account. However, applicant may wait until the application is either again found allowable or held abandoned. If the application is allowed, upon receipt of a new Notice of Allowance and Issue Fee Due, applicant may request that the previously submitted issue fee be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due. If the application is abandoned, applicant may request either a refund or a credit to a deposit account.

The application is being forwarded to the Examiner for action.

Karen M. Young, Director

Technology Center 3700